

Message

From: Costanzi, Frances [Costanzi.Frances@epa.gov]
Sent: 9/9/2019 3:35:04 PM
To: Wharton, Steve [Wharton.Steve@epa.gov]
Subject: FW: VBI-70 Five Year Review
Attachments: R8-VB-I70.HQ.flc-FYRcomments rev (002).docx

Steve – you were copied on the comments that Kate and I sent Jesse. See below and attached.

Fran

From: Costanzi, Frances
Sent: Friday, September 6, 2019 11:08 AM
To: Jesse Aviles-Silva (Aviles.jesse@Epa.gov) <Aviles.jesse@Epa.gov>; Wharton, Steve <Wharton.Steve@epa.gov>
Cc: Urdiales, Aaron <Urdiales.Aaron@epa.gov>; Linda Kiefer <Kiefer.Linda@epa.gov>; Garufi, Katherine <Garufi.Katherine@epa.gov>
Subject: FW: VBI-70 Five Year Review

Hi Jesse and Steve. Please see the attached document for HQ (Kate's) and my combined comments. The most important comment is we disagree with the short-term protectiveness designation. While imperfect, the ICs are there and there is an annual notification. So we believe the remedy for OU1 is protective, rather than short-term protective.

We agree that the IC process can be improved and suggest this issue continue to be addressed in the issues and recommendations table as you have it. Perhaps, you may want to consider doing something additional in the interim until the tracking process is improved. One example is checking the records for the 53 properties quarterly, so any new owners would be notified sooner than annually. You could note in the report that you are considering ways to improve this tracking system including in the near-term, without specifically defining what those are and holding up the report as you decide which to pursue.

One other consideration for you is we should not be partially deleting OU1 if the designation is short-term protective.

We're happy to discuss this with you further if you would like. Just let me know and I'll set something up.

Fran

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